

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

DONNA DENNEY,

Plaintiff,

vs.

Civil Action 2:04-CV-941  
Judge Smith  
Magistrate Judge King

BALLY TOTAL FITNESS  
CORPORATION,

Defendant.

ORDER

Plaintiff was ordered to document service of process by May 1, 2005, Doc. No. 5, but has not done so. Pursuant to the provisions of F.R. Civ. P. 4(m), the claims in this action are **DISMISSED** without prejudice.

s/George C. Smith  
George C. Smith, Judge  
United States District Court